

Miller Patent Services

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FEB 14 2007

February 14, 2007

CONFIDENTIAL
ATTORNEY-CLIENT PRIVILEGED

VIA FAX - PAGE 1 OF 1

Milton Frazier, Esq.
Sony Corp. of America
16450 West Bernardo Drive
MZ 1F2
San Diego, CA 92127-1898

URGENT

Re: Patent Application Docket Number 50P4055.01
Patent Term Adjustment

Dear Milton:

I have reviewed the patent term adjustment for the above case both manually and using our docketing system which does a separate patent term adjustment calculation. I am sending a copy of both herewith.

Please note that there is a 20 day discrepancy between my docketing system's calculation and the PTO's calculation. If my docketing system's calculation is correct, there should be 20 more days of life to the patent. However, my system probably makes as many mistakes as the Patent Office's system, and I have little confidence in the calculation when the scenario gets complex. I have been unable to figure out why this additional 20 days appears, but I note that it is apparently in the time frame that the PTO indicates things crossed in the mail.

If the error is in fact an error and if it were in the other direction, we would have an ethical obligation to correct it, but since it takes 20 days of life off the patent, I don't think we do have such an obligation. Also, preparation of a petition will be costly and will presumably require that we explain the error. I am unable to do so at this point.

Please advise how you wish for me to proceed. The issue fee is due on 5/9/07 and any petition must be filed no later than payment of the issue fee.

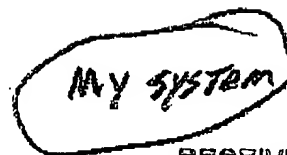
Sincerely,


Jerry A. Miller
Registered Patent Agent

Enclosures: Patent Term adjustment Calculations

JAM:cnm

Case Tracking System
Patent Term Adjustment



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Date: February 14, 2007

FEB 14 2007

Case Number: SNY-P4055.01

Client Id: SNY

Client Case: 50P4055.01

Appl. Serial No: 09/650,034

Filing Date: 8/29/2000

Status: Pending

Title: Method to Electronically Track Personal Credit Information

Date Iss/Abn:

Patent No.:

Expiration Date:

CTS Calculated Patent Term Adjustment: 956

PTO Supplied Patent Term Adjustment: 789

Use PTO Supplied Patent Term Adjustment to set Patent Expiration Date: Y

Delays under 37 CFR 1.702(a), (c), (d), and (e)

Num	Date	Description	PTO	Appl
1	8/29/2000	Application Filing	0	0
2	12/19/2002	Office Action	416 ✓	0
3	6/17/2003	Office Action	0	49 ✓
4	12/22/2003	Office Action	0	0
5	5/3/2004	Office Action	0	0
6	9/27/2004	Office Action	20	0
7	12/21/2004	Office Action	0	50 ✓
8	6/27/2005	Successful Appeal	619 ✓	0
9	2/9/2007	Notice of Allowance	0	0

Total PTO: 1055

Total Applicant: 99

3 Year Pendency under 37 CFR 1.702(b)

Num	Date	Description	PTO	Excl
1	8/29/2000	Application Filing	0	0
2	12/19/2002	Office Action	0	416
3	6/17/2003	Office Action	0	0
4	11/05/2003	RCE Delay	0	1192
5	12/22/2003	Office Action	0	0
6	5/3/2004	Office Action	0	0
7	9/27/2004	Office Action	0	20
8	12/21/2004	Office Action	0	0
9	6/27/2005	Appeal	0	618

NOT Relevant

Total PTO: 0

Total Excluded: 2246

Net 3 Year Pendency Delay: 0

Case Tracking System
Patent Term Adjustment

Date: February 14, 2007

PTO CALCULATION

09/650,034

METHOD TO ELECTRONICALLY TRACK PERSONAL CREDIT
INFORMATION02-13-
2007::09:09:57**Patent Term Adjustments**

Patent Term Adjustment (PTA) for Application Number: 09/650,034

Filing or 371(c) Date:	08-29-2000	USPTO Delay (PTO) Delay (days):	1035
Issue Date of Patent:	null	Three Years:	-
Pre-Issue Petitions (days):	+0	Applicant Delay (APPL) Delay (days):	246
Post-Issue Petitions (days):	+0	Total PTA (days):	789
USPTO Adjustment(days):	+0	Explanation Of Calculations	

Patent Term Adjustment History

Date	Contents Description	PTO(Days)	APPL(Days)
02-09-2007	Mail Notice of Allowance		
02-09-2007	Mail Examiner's Amendment		
02-07-2007	Notice of Allowance Data Verification Completed		
02-07-2007	Examiner's Amendment Communication		
01-18-2007	Mail BPAI Decision on Appeal - Reversed	619	
01-17-2007	BPAI Decision - Examiner Reversed	↑	
07-11-2006	Docketing Notice Mailed to Appellant	↑	
07-11-2006	Assignment of Appeal Number	↑	
07-08-2006	Appeal Awaiting BPAI Docketing	↑	
12-13-2005	Mail Examiner's Answer	↑	
12-09-2005	Examiner's Answer to Appeal Brief	↑	
12-07-2005	Case Docketed to Examiner in GAU	↑	
07-01-2005	Date Forwarded to Examiner	↑	
06-27-2005	Appeal Brief Filed	↑	
05-10-2005	Notice of Appeal Filed		50
05-10-2005	Request for Extension of Time - Granted		↑
05-11-2005	Mail Advisory Action (PTOL - 303)		↑
05-10-2005	Advisory Action (PTOL-303)		↑
03-31-2005	Date Forwarded to Examiner		↑
03-10-2005	Amendment after Final Rejection		↑
02-18-2005	Miscellaneous Incoming Letter		↑
02-23-2005	Mail Advisory Action (PTOL - 303)		↑
02-21-2005	Advisory Action (PTOL-303)		↑
02-06-2005	IFW TSS Processing by Tech Center Complete		↑
02-06-2005	Date Forwarded to Examiner		↑
02-02-2005	Amendment after Final Rejection		↑
12-21-2004	Mail Final Rejection (PTOL - 326)		↑
12-20-2004	Final Rejection		
10-04-2004	Amendment Crossed in Mail		
10-12-2004	Date Forwarded to Examiner		
10-01-2004	Response to Election / Restriction Filed		

147

09-27-2004 Mail Notice of Informal or Non-Responsive Amendment
08-16-2004 Case Docketed to Examiner in GAU
07-19-2004 Case Docketed to Examiner in GAU
06-14-2004 Date Forwarded to Examiner
05-07-2004 Informal or Non-Responsive Amendment after Examiner Action
05-07-2004 Response to Election / Restriction Filed
05-07-2004 Workflow incoming amendment IFW
05-03-2004 Mail Restriction Requirement
04-30-2004 Requirement for Restriction / Election
04-07-2004 Date Forwarded to Examiner
03-18-2004 Response after Non-Final Action
03-05-2004 Letter Requesting Interview with Examiner
03-01-2004 Miscellaneous Incoming Letter
12-22-2003 Mail Non-Final Rejection
12-12-2003 Non-Final Rejection
11-09-2003 Date Forwarded to Examiner
11-05-2003 Request for Continued Examination (RCE)
11-09-2003 DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)
11-05-2003 Request for Extension of Time - Granted
11-05-2003 Workflow - Request for RCE - Begin
09-10-2003 Mail Advisory Action (PTOL - 303)
09-08-2003 Advisory Action (PTOL-303)
08-28-2003 Date Forwarded to Examiner
08-05-2003 Amendment after Final Rejection
06-17-2003 Mail Final Rejection (PTOL - 326)
06-16-2003 Final Rejection
04-03-2003 Date Forwarded to Examiner
03-19-2003 Response after Non-Final Action
12-19-2002 Mail Non-Final Rejection
12-16-2002 Non-Final Rejection
10-23-2002 Case Docketed to Examiner in GAU
04-23-2002 Case Docketed to Examiner in GAU
04-23-2002 Case Docketed to Examiner in GAU
02-21-2002 Case Docketed to Examiner in GAU
11-06-2001 Case Docketed to Examiner in GAU
10-29-2000 Case Docketed to Examiner in GAU
07-16-2001 Case Docketed to Examiner in GAU
10-29-2000 Case Docketed to Examiner in GAU
10-20-2000 Application Dispatched from OIPE
10-11-2000 Correspondence Address Change

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09-13-2000 IFW Scan & PACR Auto Security Review

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08-29-2000 Initial Exam Team nn

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